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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 United States of America,  
10  
11 Plaintiff,  
12  
13 v.  
14 Rafael Jose Quintana and  
Nicholas Matthew Wagner,  
Defendant.

**NO. 18-01792MJ-001**

**MATERIAL WITNESS ORDER OF  
DETENTION**

15 Defendant, Rafael Jose Quintana and Nicholas Matthew Wagner, having been  
16 charged in the District of Arizona with a violation of Count One of Title 8 United States  
17 Code Section 1324(A)(ii)(A)(v)(I) and the Magistrate Judge having determined from the  
18 affidavit of the Department of Homeland Security Customs and Border Protection filed in  
19 this case, the following persons can provide testimony that is material to the offense(s)  
20 alleged in the complaint:  
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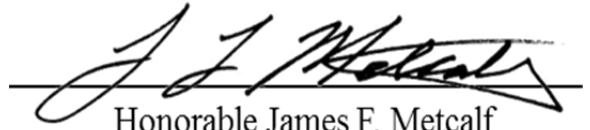
22 Bolanos-Hernandez, Edilberta  
23 Heranndez-Cruz, David  
24 Palestino-Hernandez, Josefina

25 The Magistrate Judge finds that it may become impracticable to secure the  
26 presence of the witness(es) by subpoena in further proceedings because they are not in  
27 the United States legally and have no legal residence or employment in this Country.

28 IT IS ORDERED that the witness(es) shall be detained pursuant to 18 USC § 3144

1 in a corrections facility separate, to the extent practicable, from persons awaiting or  
2 serving sentences or being held in custody pending appeal. The witness(es) shall be  
3 afforded a reasonable opportunity for private consultation with counsel.

4 Dated this 29th day of August, 2018.

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8 Honorable James F. Metcalf  
9 United States Magistrate Judge  
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